

S.B.Cr. Misc. Interim Bail Appln. No.5816/2007
(Shaitan @ Sita Ram Vs. State of Raj.)

Date of order : 28.11.2007

HON'BLE MR.H.R.PANWAR, J.

Mr. Gaurav Singh for the petitioner.

Mr. Ashok Upadhyaya, Public Prosecutor.

Heard learned counsel for the petitioner and the
Public Prosecutor.

By the instant bail application moved under Section 439 Cr.P.C., the petitioner seeks temporary bail on the ground that his mother Smt. Ganga Bai has expired on 20.11.2007. He has placed on record certificate issued by Gram Panchayat, Mohanpura, Panchayat Samiti Mandal, District Bhilwara.

Keeping in view the serious allegation against the petitioner, it is not a fit case to release the petitioner even on interim bail. However, considering the cause, the petitioner is permitted to attend last rites on 2nd December, 2007 in proper judicial custody subject to his depositing the charges and expenses incurred by Challani Guards estimated by the Superintendent, District Jail, Bhilwara.

Learned counsel for the petitioner submits that the petitioner is prepared to deposit the charges and expenses incurred by Challani Guards estimated by the Superintendent, District Jail, Bhilwara.

In this view of the matter, the Superintendent, District Jail, Bhilwara, is directed to take the petitioner Shaitan @ Sita Ram s/o Bebi to his native place in proper judicial custody to attend the last rites ceremony of his mother on 2nd December, 2007, subject to his depositing the charges for challani guards to the Superintendent, District Jail, Bhilwara.

With these directions, the interim bail application stands disposed of.

(H.R.PANWAR), J.